



## State of Utah

### Department of Natural Resources

MICHAEL R. STYLER  
*Executive Director*

### Division of Oil, Gas & Mining

JOHN R. BAZA  
*Division Director*

JON M. HUNTSMAN, JR.  
*Governor*

GARY R. HERBERT  
*Lieutenant Governor*

January 29, 2007

John Byars  
H & B Mining, Inc.  
119 Spinnaker Land  
Jupiter, Florida 33477

Subject: Deficient Notice of Intention to Commence Small Mining Operations,  
H & B Mining, H & B Mine, S0190063, Task 1670, Grand County, Utah

Dear Mr. Byars:

The Division of Oil, Gas and Mining has reviewed the referenced Notice of Intention to Commence Small Mining Small Mining Operations (NOI) and has the following comments that need to be addressed before the NOI can be determined complete:

1. The only officer listed on the web site of the Department of Commerce is Rocky Heinrich, president, but the NOI lists Elmer Heinrich as president with Rocky Heinrich and James Byars as directors. Please change the notice to conform with the Department of Commerce or supply documentation showing the information in the NOI is correct.
2. The NOI is signed by James Byars, but the person who signs the NOI must be authorized to bind the company, such as a president or director. Please submit a new signature page signed by Rocky Heinrich, or, as mentioned in item 1 above, please supply documentation that James Byars is authorized to sign.
3. The operations map needs to be at a scale of about 1"=200', and it needs to show the locations of topsoil, overburden, and product stockpiles; pits; shafts; trenches; and other surface facilities.
4. Please show the amount of material (including mineral deposit, topsoil, subsoil, overburden, waste rock, or core hole material) to be extracted, moved, or proposed to be moved, relating to the mining operation.

Please submit changes as replacement pages that can be inserted in the NOI.

John Byars  
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Based on the information provided, the Division has determined the reclamation surety amount to be \$18,600. This can be submitted in the form of cash, a certificate of deposit, a letter of credit, or a corporate surety. Please contact Beth Ericksen, Minerals Program Surety Coordinator, for information about submitting the surety and the reclamation contract. She can be reached at 801-538-5318 or by e mail at [bethericksen@utah.gov](mailto:bethericksen@utah.gov).

Thank you for your cooperation. If you have questions about this letter, please contact Paul Baker at 801-538-5261.

Sincerely,

A handwritten signature in cursive script that reads "Susan M. White".

Susan M. White  
Mining Program Coordinator  
Minerals Regulatory Program

SMW:PBB:pb

cc: John Blake, SITLA

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